After consideration on the merits, the Committee recommends the following:

**SB20-162** be amended as follows, and as so amended, be referred to the Committee on **Appropriations** with favorable recommendation:

1. Amend printed bill, page 3, line 5, strike "foster care" and substitute "foster care".
2. Page 3, line 22, strike "PLAN AND APPLIES" and substitute "PLAN."
3. Page 3, strike lines 23 through 27 and substitute ""QUALIFIED".
4. Page 4, line 6, strike "NEEDS." and substitute "NEEDS ACCORDING TO THE FEDERAL TITLE IV-E STATE PLAN. THE STATE DEPARTMENT MAY SEEK A WAIVER FOR THESE REQUIREMENTS IN ACCORDANCE WITH 42 U.S.C. SECTION 675a."
5. Page 4, line 8, before "as" insert "and (4)(h)".
6. Page 4, line 15, strike "INITIAL" and substitute "NEW".
7. Page 4, line 17, strike "PLACEMENT IF" and substitute "RECOMMENDATION THAT".
8. Page 4, line 20, after "COURT" insert "OR THE ADMINISTRATIVE REVIEW DIVISION OF THE STATE DEPARTMENT WHEN A JUVENILE HAS BEEN COMMITTED TO THE DIVISION OF YOUTH SERVICES".
9. Page 6, strike lines 9 and 10 and substitute "LATTER. THE COURT SHALL
REVIEW THE EVIDENCE”.

Page 6, line 15, after the period add "IF THE PARTIES CONSENT TO A REVIEW BY THE ADMINISTRATIVE REVIEW DIVISION, ALL COUNSEL OF RECORD MUST BE NOTIFIED AND MAY APPEAR AT THE REVIEW. THE ADMINISTRATIVE REVIEW DIVISION SHALL REVIEW THE EVIDENCE SUBMITTED PURSUANT TO SUBSECTION (4)(f) OF THIS SECTION AT LEAST EVERY NINETY DAYS DURING THE DURATION OF THE PLACEMENT OF THE CHILD, JUVENILE, OR YOUTH IN THE QUALIFIED RESIDENTIAL TREATMENT PROGRAM.


(I) WHETHER THE PROTOCOL FOR THE QUALIFIED RESIDENTIAL TREATMENT PROGRAM ASSESSMENT WAS FOLLOWED;

(II) THE STRENGTHS AND SPECIFIC TREATMENT OR SERVICE NEEDS OF THE CHILD OR YOUTH AND THE FAMILY;

(III) THE EXPECTED LENGTH OF STAY; AND

(IV) THE PLACEMENT PREFERENCE OF THE CHILD OR YOUTH AND THE FAMILY.".

Page 6, strike line 21 and substitute "CHILD WELFARE AND PREVENTION SERVICES, INCLUDING BUT NOT LIMITED TO FOSTER CARE PREVENTION".

Page 6, strike lines 24 through 27.
Page 7, line 1, strike "(3)" and substitute "(2)".

Page 7, line 3 strike "(4) (a)" and substitute "(3)".

Page 7, line 6, strike "ALL" and substitute "ANY".

Page 7, strike lines 11 through 14.

Page 10, strike lines 5 through 27.

Strike page 11.

Renumber succeeding sections accordingly.

Page 12, line 1, strike "amend".

Page 12, strike line 2 and substitute "add (1)(c), (1)(d), and (1)(e) as follows:".

Page 12, strike lines 9 through 27 and substitute:

"(d) In making its recommendations pursuant to subsection (1)(c) of this section, the delivery of child welfare services task force shall consider:

(I) The impact of the Institute for Mental Disease designation on qualified residential treatment programs for residential child care facilities; and

(II) The capacity of existing child welfare services, including placement availability, mental and behavioral health services, prevention services through the federal "Family First Prevention Services Act", and other prevention services.

(e) The state department shall submit a report to the joint budget committee on or before September 1, 2020. The report must include the recommendations required pursuant to subsection (1)(c) of this section."

Strike pages 13 and 14.

Page 15, strike lines 1 through 14.

Page 15, line 20, strike "FOSTER CARE" and before "AS" insert "INCLUDING BUT NOT LIMITED TO FOSTER CARE PREVENTION SERVICES,".
Page 15, strike lines 22 through 25.

Page 15, line 26, strike "(3)" and substitute "(2)".

Page 16, line 3, strike "(4) (a)" and substitute "(3)".

Page 16, strike lines 7 through 10.

Page 16, strike lines 21 through 27.

Page 17, strike lines 1 through 6 and substitute:

"(30.3) "QUALIFIED INDIVIDUAL" MEANS A TRAINED PROFESSIONAL OR LICENSED CLINICIAN, AS DEFINED IN THE FEDERAL "FAMILY FIRST PREVENTION SERVICES ACT". "QUALIFIED INDIVIDUAL" MUST BE APPROVED TO SERVE AS A QUALIFIED INDIVIDUAL ACCORDING TO THE STATE PLAN. "QUALIFIED INDIVIDUAL" MUST NOT BE AN INTERESTED PARTY OR PARTICIPANT IN THE JUVENILE COURT PROCEEDING AND MUST BE FREE OF ANY PERSONAL OR BUSINESS RELATIONSHIP THAT WOULD CAUSE A CONFLICT OF INTEREST IN EVALUATING THE CHILD, JUVENILE, OR YOUTH AND MAKING RECOMMENDATIONS CONCERNING THE CHILD’S, JUVENILE’S, OR YOUTH’S PLACEMENT AND THERAPEUTIC NEEDS, ACCORDING TO THE FEDERAL TITLE IV-E STATE PLAN. THE STATE DEPARTMENT MAY SEEK A WAIVER FOR THESE REQUIREMENTS IN ACCORDANCE WITH 42 U.S.C. SECTION 675a."

Page 17, line 20, after the semicolon add "OR".

Page 17, line 22, after "ORDER" insert "OR VOLUNTARY PLACEMENT".

Page 18, line 2, strike "RESIDENTIAL CHILD CARE" and substitute "SPECIALIZED GROUP".

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